

the time of filing same, and fixing amount of such bond, and providing that the judgment on appeal shall be certified to the commissioners court within ten days after same becomes final; Section 40, for providing taxes to be a lien against property assessed, and enforcement of same, suits for collecting, vesting jurisdiction in district court, and providing no limitations shall apply; Section 66, for providing the method of selling bonds of the district authorized by said Chapter 87, and the amount to be received therefor; Sections 80, 81 and 82, for providing the method of organization and government of districts embracing lands in two or more counties; Section 100, for the selection of depositories of any such district, and providing that if directors of said district should be interested in a bank bidding therefor, such selection shall be passed upon by the county judge of the county in which the depository is located; and by further amending said Chapter 87, General Laws of the Acts of the Regular Session of the Thirty-fifth Legislature, and acts amendatory of said Chapter 87, including Chapter 53 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, and Chapter 28, General Laws of the Second Called Session of the Thirty-sixth Legislature, by the addition of new Sections 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136 and 137, which new sections provide, respectively: Section 122, for the addition of land to a district to be taxed on basis of assessment of benefits; Section 123, for location of office of a district; Sections 124 to 130, inclusive, for the method of levying, assessing, equalizing and collecting taxes by districts adopting the assessment for benefit plan of taxation; Section 131, for providing for districts constituting conservation and reclamation districts adopting plan of levying taxes on a benefit basis instead of an ad valorem basis; Section 132, for providing for levy and collection of taxes on a benefit basis instead of an ad valorem basis by districts operating under contract with the United States, and the method of levying and collecting same; Section 133, for providing for sale of power privileges by such districts and the conditions thereof; Section 134, providing for assessment and collection of taxes by county officers in event of default therein by district officers, and providing district may avail itself of assessments and equalization made by county

officers, and providing the method of handling same; Section 135, providing for sale of surplus water; Section 136, repealing Section 5a, Chapter 12, General Laws, Second Called Session of the Thirty-fifth Legislature, and all laws in conflict with the provisions thereof; Section 137, emergency clause."

Have carefully compared same and find it correctly enrolled and have this day, at 10:30 o'clock a. m., presented same to the Governor for his approval.

FAUBION, Chairman.

### THIRTIETH DAY.

(Wednesday, February 23, 1921.)

The House met at 3 o'clock p. m., pursuant to adjournment, and was called to order by Speaker Thomas.

The roll was called and the following members were present:

Adams.	Edwards.
Aiken.	Estes.
Baker.	Faubion.
Baldwin.	Fly.
Barker.	Fugler.
Barrett of Bell.	Garrett.
Barrett of Fannin.	Greer.
Bass.	Grisson.
Beasley	Hall.
of Hopkins.	Hanna.
Beasley	Hardin.
of McCulloch.	Harrison.
Beavens.	Henderson
Binkley.	of McLennan.
Black, O. B.,	Henderson
of Bexar.	of Marion.
Black, W. A.,	Hendricks.
of Bexar.	Hill.
Brady.	Horton.
Branch.	Johnson
Brown.	of Gillespie.
Bryant.	Johnson of Ellis.
Burkett.	Johnson
Burmeister.	of Wichita.
Burns.	Jones.
Carpenter.	Kacir.
Childers.	Kellis.
Chitwood.	King.
Coffee.	Lackey.
Cox.	Laird.
Crawford.	Lawrence.
Crumpton.	Lindsey.
Cummins.	Looney.
Curtis.	McCord.
Darroch.	McDaniel.
Davis, John E.,	McFarlane.
of Dallas.	McKean.
Davis, John,	McLeod.
of Dallas.	Malone.
Dinkle.	Martin.
Duffey.	Marshall.

Mathes.	Seagler.
Melson.	Shearer.
Merriman.	Smith.
Miller of Dallas.	Sneed.
Miller of Parker.	Stephens.
Morgan.	Stevenson.
Moore.	Stewart
Morris of Medina.	of Edwards.
Morris	Stewart of Reeves.
of Montague.	Swann.
Mott.	Sweet of Brown.
Neblett.	Sweet of Tarrant.
Owen.	Teer.
Patman.	Thomas
Perkins	of Limestone.
of Cherokee.	Thomason.
Perkins of Lamar.	Thompson
Perry.	of Harris.
Pollard.	Thompson
Pool.	of Red River.
Pope.	Thorn.
Quaid.	Thrasher.
Quicksall.	Veatch.
Quinn.	Wadley.
Rice.	Walker.
Rogers of Harris.	Wallace.
Rogers of Shelby.	Webb.
Rosser.	Wessels.
Rountree.	West.
Rowland.	Westbrook.
Satterwhite.	Wright.
Scheweppe.	

Absent.

Bonham. Laney.

Absent—Excused.

Duncan.	Sims.
Harrington.	Williams
Kveton.	of McLennan.
Lauderdale.	Williams
Leslie.	of Montgomery.
Menking.	

A quorum was announced present.

Prayer was then offered by Rev. J. C. Mitchell, Chaplain.

## LEAVES OF ABSENCE GRANTED.

The following members were granted leaves of absence on account of important business:

Mr. Patman for today and indefinitely, on motion of Mr. Fly.

Mr. Kveton and Mr. Menking for today and indefinitely, on motion of Mr. Wessels.

Mr. Shearer for last Monday, on motion of Mr. Brady.

Mr. O. B. Black of Bexar for last Saturday and last Monday, on motion of Mr. Morris of Medina.

Mr. Smith for today, on motion of Mr. Harrison.

Mr. Johnson of Wichita for today, on motion of Mr. Quinn.

Mr. Williams of McLennan for today, on motion of Mr. Quicksall.

Mr. Barrett of Fannin for last Monday, on motion of Mr. Hill.

Mr. Lauderdale was excused for today and indefinitely, on motion of Mr. Greer, on account of sickness.

## HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mr. Perkins of Lamar:

H. B. No. 526, A bill to be entitled "An Act to provide for the establishment, maintenance and management of a newspaper to be published by the State of Texas for general circulation, said paper to be published weekly or at such periods as the management may deem advisable to carry current events, to be non-partisan and non-sectarian, and for the purpose of supplementing the study of Texas history and geography of Texas in public schools, and for the general information of the citizens of Texas as to events occurring in Texas, or affecting Texas people, placing same under the business management of the Board of Control and under the editorial supervision of the Department of Education, making an appropriation for the publication of said paper for two years, and declaring an emergency."

Referred to Committee on Public Printing.

By Mr. Morris of Medina:

H. B. No. 527, A bill to be entitled "An Act to create a special road law for Medina county; to provide for a special road tax; making the county commissioners of said county ex-officio road supervisors, and prescribing their duties as such, and providing for their compensation as such road supervisors; providing that in said county the payment of taxes by labor is abolished, and that all provisions of law concerning road overseers shall be of no further force or effect; providing that said commissioners shall have authority to hire road bosses and fix their compensation as such; providing that said special law shall be cumulative of all general laws on the subject and shall be taken notice of by all the courts in the same manner as the general laws of the State of Texas on the subject of roads and bridges when not in conflict therewith, but in case of conflict this act shall control as to Medina county; that Chapter 28, Special Laws of the State of

Texas, passed by the Thirtieth Legislature, which took effect March 18, 1907, and which was amended by Chapter 93 of the Special Laws of the State of Texas and passed by Thirty-fourth Legislature and which took effect on the 22nd day of June, 1915, is hereby reenacted and amended so as to read as follows."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Sneed:

H. B. No. 528, A bill to be entitled "An Act to create a special and more efficient road system for Collin county, in the State of Texas, and making county commissioners ex-officio road commissioners and prescribing their powers and duties as such, and providing for their compensation as such road commissioners; and providing for the condemnation of lands and other property by said county for the purpose of laying out and establishing roads and for straightening, widening or draining any established road, and for the condemnation of any timber, earth or other material for the construction and maintenance of public roads, and to provide for compensation for the material used; and providing for the working of county convicts on the public roads and county farm and the purchase of supplies for such convicts, and the rewards for the capture of escaped convicts and for the commutation of sentences for faithful service and good behavior, and providing the powers and duties and liabilities of road overseers, and to provide for the summoning of road hands and teams for road work, and for the allowance of time for services of hands and teams on public roads and fixing the penalty for violation of same, and relieving them from the performance of such work by the payment of three (\$3.00) dollars, and providing that delinquent poll tax payers shall be liable for extra road duty of three days and providing for the manner of summoning and working of all persons liable for road duty on the public roads who have not paid such road tax or poll tax, and permitting substitution and payment of money in lieu of such service and to provide for the manner of training and maintaining hedges along the public roads and the punishment for failure to comply therewith, and for the allowance of extra time for road overseers, and to provide punishment for all who obstruct any drain way of any public road; and providing further, making this act cumulative of the General Laws now in force, and to repeal Chapter 84 of the Acts

of the Thirty-sixth Legislature, being a special road law for Collin county, and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Johnson of Wichita:

H. B. No. 529, A bill to be entitled "An Act to amend Chapter 5 of the Acts of the Thirty-sixth Legislature, Third Called Session, being 'An Act creating the County Court at Law for Wichita county, Texas, and fixing and defining its duties, powers and jurisdiction, and also fixing the salaries of the judge of the County Court at Law and the salary of the county judge of Wichita county, Texas'; to further provide and authorize the judge of the county court, Wichita county, at law to appoint an official shorthand reporter for the county court, Wichita county, at law and also fixing and providing for and specifying the manner of payment of the compensation for the official shorthand reporter of the county court, Wichita county, at law, and declaring an emergency."

Referred to Judiciary Committee.

By Mr. Bonham:

H. B. No. 530, A bill to be entitled "An Act creating the George West Consolidated Independent School District in Live Oak county, Texas, out of the George West Independent District as created by Chapter 29 of the Special Laws passed by the Thirty-sixth Legislature, at its Third Called Session, the Marbach Common School District, the Spring Creek Common School District, the Salt Branch Common School District and parts of the Kitty Common School District and the Central Common School District, with metes and bounds set out herein; the district hereby created vested with full control of school affairs in the territory incorporated by this act and assumes charge of the funds of all districts included in the incorporation and assume all outstanding obligations; validating all existing maintenance and bond taxes; providing for a board of nine trustees, placing them under the general law and giving the full control of the affairs of the district created by this act; providing that the present board of trustees may continue in office till the April election of trustees when new trustees shall be elected; providing for the custody of all records of the districts included in this incorporation; placing the George West Consolidated Independent District under the general law, and declaring an emergency."

Referred to Committee on Education.

By Mr. Seagler:

H. B. No. 531, A bill to be entitled "An Act making it unlawful for any person who is mentally or physically able to work or engage in a lawful trade, profession or occupation to solicit alms, charity or pecuniary aid, assistance, or help from the public or from any individual, or to hold himself or herself out to the public as a cripple or a defective for the purpose of receiving such, and fixing the penalty for the violation thereof."

Referred to Committee on Criminal Jurisprudence.

By Mr. Stewart of Reeves:

H. B. No. 532, A bill to be entitled "An Act to amend an act passed by the Thirty-third Legislature, Regular Session, 1913, Chapter 3, Special Laws, approved February 11, 1913, Special Laws, Thirty-third Legislature, page 12, entitled 'An Act incorporating and creating the Rankin Independent School District of Upton county, Texas, for free school purposes only; defining its boundaries and providing for the election of a board of trustees, for the raising of revenue by taxation, for the issuance of bonds for building purposes and for the maintenance of public free schools in such district, and vesting said district and the board of trustees thereof with all the rights, powers, privileges and duties conferred and imposed by general laws upon independent school districts and the board of trustees thereof, formed by the incorporation of a town or village for free school purposes only under the general laws, and declaring an emergency.'"

Referred to Committee on Education.

#### SENATE BILLS ON FIRST READING.

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

Senate bill No. 46, to the Committee on Labor.

Senate bill No. 274, to the Committee on Education.

Senate bill No. 273, to the Committee on Roads, Bridges and Ferries.

Senate bill No. 220, to the Committee on Education.

Senate bill No. 163, to the Committee on State Affairs.

Senate bill No. 153, to the Judiciary Committee.

Senate bill No. 233, to the Committee on Education.

Senate bill No. 185, to the Committee on Criminal Jurisprudence.

Senate bill No. 276, to the Judiciary Committee.

Senate bill No. 244, to the Committee on Municipal and Private Corporations.

Senate bill No. 232, to the Committee on Education.

#### BILLS ORDERED NOT PRINTED.

On motion of Mr. Morris of Medina, it was ordered that House bill No. 504 be not printed.

On motion of Mr. Quicksall, it was ordered that Senate bill No. 220 be not printed.

On motion of Mr. Burkett, it was ordered that Senate bill No. 184 be not printed.

On motion of Mr. Bryant, it was ordered that House bill No. 524 be not printed.

#### BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof, and its caption had been read, the following enrolled bill:

H. B. No. 327, "An Act to amend Section 3 of Chapter 91 of the General Laws of the State of Texas, passed by the Thirty-fifth Legislature at its Regular Session, to fix the time for holding the terms of the district court in the various counties composing the Eighty-first Judicial District of Texas; to repeal all laws and parts of laws in conflict with this act."

#### FREE CONFERENCE COMMITTEE ON SENATE BILL NO. 7.

The Speaker announced the appointment of the following Free Conference Committee on the part of the House on Senate bill No. 7:

Messrs. Seagler, Darroch, Lackey, Stevenson, and Wright.

#### FREE CONFERENCE COMMITTEE ON HOUSE BILL NO. 227.

The Speaker announced the appointment of the following Free Conference Committee on the part of the House on House bill No. 227:

Messrs. John Davis of Dallas, Rountree, Beasley of Hopkins, Veatch, and Quicksall.

#### RELATING TO HOME FOR CONFEDERATE NAVAL VETERANS.

Mr. Rogers of Harris offered the following resolution:

H. C. R. No. 29, Commending Admiral A. O. Wright.

Whereas, Admiral A. O. Wright of Jacksonville, Florida, commander-in-chief of the Confederate Naval Veterans, on behalf of his shipmates, is arranging by popular subscription to provide a home for them to be located somewhere in the South; and

Whereas, There were six thousand (6,000) of them during the war between the States, of whom there are yet on deck about three hundred (300), according to estimates furnished by General Booth, Adjutant General, U. C. V.; and

Whereas, It is proposed that, when the home is established and occupied by our naval heroes, either as regular inmates or as visitors, they will prepare an official history of the Confederate Navy, and also gather all the data possible for future use in the preparation of the records of enlistment and service of those who served in the Confederate Navy, in order that the same may be perpetuated as is now being done for their brothers of the Confederate Army; and

Whereas, Texas furnished its quota of sailors and marines to the Confederate Navy, the same as it did for the Confederate Army, some of whom may enter the proposed home: therefore be it

Resolved by the House of Representatives of Texas, the Senate concurring, That we bid Admiral Wright and his shipmates God speed in their grand mission.

Resolved further, That when said home is established, the State of Texas will do its part in maintaining such a home, to be determined by the number of inmates in the home coming from this State.

Resolved further, That we heartily approve of Admiral Wright's plan of preserving to posterity the records of enlistment and service of those old heroes of the Confederate Navy, and commend the official history of the Confederate Navy to be written by those who helped to make that history. Those old men will pass away in a few years, but that official history should live forever; be it further

Resolved, That a copy of these resolutions be sent to Admiral Wright.

The resolution was read second time and was adopted.

#### RELATING TO DESIGNATION OF STATE HIGHWAY.

Mr. Stevenson offered the following resolution:

H. C. R. No. 28, Relating to the Jefferson Davis National Highway.

Whereas, At the suggestion of the United Daughters of the Confederacy, the State Highway Commission, on December 20, 1920, designated the Texas division of "The Jefferson Davis National Highway" along the following route:

"Beginning at the Louisiana State line on State Highway No. 3, and traversing same to Orange, Houston, Fort Bend and Saint Bernard; thence over No. 12 to Victoria and Goliad; thence over No. 3-B to Beeville; thence over No. 9 to Karnes City, Floresville and San Antonio; thence over No. 3 to Hondo, Sabin, Uvalde, Brackettsville and Del Rio; thence over No. 12 to Valentine; thence over No. 10 to Van Horn; thence over No. 1 to El Paso. From Valentine to Fort Davis over No. 10. From San Antonio to Austin over No. 2. From Beeville to Gregory over No. 9; thence to Brownsville over No. 12."

Whereas, To further honor the name of the great statesman and soldier, whose memory is engraved on the hearts of all true sons of the South, the United Daughters of the Confederacy desire that the Legislature of the State of Texas give the prestige of its approval to the designation of a highway as the Texas division of "The Jefferson Davis National Highway"; and

Whereas, The promotion of this "all the year open route" will assist in the development of a large portion of the State, adding materially to its renown as a winter resort and to home-seekers: therefore be it

Resolved, That the House of Representatives, the Senate concurring, hereby approves the action of the State Highway Commission in designating the Texas division of "The Jefferson Davis National Highway."

The resolution was read second time and was adopted.

#### TO INVITE NEW HOPE CHOIR TO SING.

Mr. Owen offered the following resolution:

Resolved by the House, That we invite the New Hope Baptist Church Choir to sing in this hall on Friday night, March 4, 1921.

The resolution was read second time and was lost.

SENATE JOINT RESOLUTION NO. 1  
ON FINAL PASSAGE.

The Speaker laid before the House as unfinished business for consideration at this time,

S. J. R. No. 1, Proposing an amendment to Section 2, Article 6, of the Constitution of the State of Texas, by providing that only native born or naturalized citizens of the United States shall be qualified electors in this State, and permitting either the husband or the wife to pay the poll tax of the other and receive the receipt therefor, and permitting the Legislature to authorize absentee voting.

The resolution having been read second time on Saturday, February 19, with amendment by Mr. Baldwin pending.

Mr. Baldwin withdrew the pending amendment.

Mr. John Davis of Dallas offered the following amendment to the resolution:

Amend Senate joint resolution No. 1 by striking out the words "native born or naturalized," in Section 2, between the letter "a" and the word "citizen," in third line of Section 2.

The amendment was adopted.

Mr. John Davis of Dallas offered the following amendment to the resolution:

Amend Senate joint resolution No. 1 so as to provide the election shall be held on the fourth Saturday in August, 1921, in place of the fourth Saturday in July, 1921.

The amendment was adopted.

Mr. Burmeister offered the following amendment to the resolution:

Amend Senate joint resolution No. 1 by striking out "twenty-five thousand" and insert "five thousand."

The amendment was adopted.

Mr. Bryant offered the following amendment to the resolution:

Amend Senate joint resolution No. 1 by striking out the words "before the first day of February next preceding such election," as same appears in lines 26 and 27, page 1, and inserting in lieu thereof the following words: "not less than thirty (30) days next preceding such election."

The amendment was lost.

Question—Shall the resolution be passed?

The Clerk was directed to call the roll, and the resolution was passed by the following vote:

Yeas—116.

Adams.	McCord.
Aiken.	McDaniel.
Baker.	McFarlane.
Baldwin.	McLeod.
Barker.	Malone.
Barrett of Bell.	Martin.
Bass.	Marshall.
Beasley	Mathes.
of Hopkins.	Melson.
Beasley	Merriman.
of McCulloch.	Miller of Dallas.
Beavens.	Miller of Parker.
Binkley.	Morgan.
Black, O. B.,	Moore.
of Bexar.	Morris of Medina.
Black, W. A.,	Morris
of Bexar.	of Montague.
Bonham.	Neblett.
Brady.	Owen.
Branch.	Perkins
Bryant.	of Cherokee.
Burkett.	Perkins of Lamar.
Burmeister.	Perry.
Burns.	Pollard.
Childers.	Pool.
Chitwood.	Pope.
Coffee.	Quaid.
Crawford.	Quicksall.
Crumpton.	Quinn.
Cummins.	Rice.
Curtis.	Rogers of Harris.
Darroch.	Rogers of Shelby.
Davis, John E.,	Rosser.
of Dallas.	Rountree.
Davis, John,	Rowland.
of Dallas.	Satterwhite.
Dinkle.	Schweppé.
Duffey.	Seagler.
Estes.	Shearer.
Faubion.	Sims.
Fly.	Sneed.
Fugler.	Stevenson.
Garrett.	Stewart
Greer.	of Edwards.
Grissom.	Stewart of Reeves.
Hall.	Swann.
Hardin.	Sweet of Brown.
Henderson	Sweet of Tarrant.
of McLennan.	Teer.
Henderson	Thomas
of Marion.	of Limestone.
Hendricks.	Thompson
Hill.	of Harris.
Horton.	Thompson
Johnson of Ellis.	of Red River.
Johnson	Thorn.
of Wichita.	Veatch.
Jones.	Wadley.
Kacir.	Walker.
Kellis.	Wallace.
King.	Webb.
Lackey.	Wessels.
Laird.	West.
Lawrence.	Westbrook.
Lindsey.	Wright.
Looney.	

## Nays—3.

Brown.	Hanna.
Edwards.	
	Absent.
Barrett of Fannin.	Laney.
Carpenter.	McKean.
Cox.	Mott.
Harrison.	Stephens.
Johnson	Thomason.
of Gillespie.	Thrasher.

## Absent—Excused.

Duncan.	Patman.
Harrington.	Smith.
Kveton.	Williams
Lauderdale.	of McLennan.
Leslie.	Williams
Menking.	of Montgomery.

SENATE BILL NO. 101 ON PASSAGE  
TO THIRD READING.

The Speaker laid before the House, as postponed business, on its passage to third reading,

S. B. No. 101, A bill to be entitled "An Act to amend Section 16 of Chapter 190 of the General Laws of the Regular Session of the Thirty-fifth Legislature, as amended by Section 2 of Chapter 71 of the General Laws of the Fourth Called Session of the Thirty-fifth Legislature, and as amended by Section 1, Chapter 113, of the General Laws of the Regular Session of the Thirty-sixth Legislature, by increasing the annual license fee on commercial vehicles and interurban commercial vehicles, and amending Section 16a, added to Chapter 190, of the General Laws of the Regular Session of the Thirty-fifth Legislature by Section 2 of Chapter 113 of the Acts of the Regular Session of the Thirty-sixth Legislature by increasing the license fee on commercial and interurban commercial vehicles based upon carrying capacity and per mile traveled, and declaring an emergency."

The bill having been read second time on last Friday, February 18, with (committee) amendment by Mr. Fly, pending.

Mr. Fly offered the following substitute for the (committee) amendment:

Amend the bill by striking out all after the enacting clause and inserting in lieu thereof the following:

Section 1. That Section 16 of Chapter 190 of the General Laws of the Regular Session of the Thirty-fifth Legislature, as amended by Chapter 113 of the General Laws of the Regular Session of the Thirty-sixth Legislature, is hereby amended so as to hereafter read as follows:

Section 16. Registration Fees.—In or-

der to provide funds to effectuate the provisions of this act on and after the first day of July, 1921, and on and after January 1, 1922, and annually thereafter on and after the first day of January, every owner of a motor vehicle, or trailer or semi-trailer or motorcycle in this State shall file in the office of the county tax collector of the county in which he resides or in which the vehicle he owns is being operated, on a blank provided by the State Highway Department, an application for the registration of each motor vehicle or motorcycle owned or controlled by him.

Applications for the registration of a commercial motor vehicle shall state whether the vehicle is for operation in one or more counties, naming them, and, if more than one, distribution of one-half of the license fee paid for the registration of the vehicle shall be made by the county tax collector to whom the fee is paid among the counties in which such motor vehicle is operated on a mileage basis.

Each application shall be accompanied by the requisite fee for the number of unexpired quarters of the calendar year, which fee for the registration of a motorcycle for a full calendar year shall be three (\$3.00) dollars, and for the registration of a motor vehicle, except those hereinafter designated as "Commercial Motor Vehicles," shall be thirty-five (35c) cents per horsepower, as determined by the standard gauging power employed by the Association of Licensed Automobile Manufacturers, but no motor vehicle shall be registered for a full year for a less sum than seven (\$7.50) dollars and fifty cents. The term motorcycle shall include only those motor-driven vehicles with less than four wheels and with the driver sitting astride.

A commercial motor vehicle, under the provisions of this act, is any motor vehicle with a net carrying capacity of more than one ton intended, designed or used for the transportation of property.

For each commercial motor vehicle the annual license fee shall be based upon the net carrying capacity of the vehicle, as follows:

Net Carrying Capacity in Pounds.	Annual License Fee.
2,001- 4,000	\$ 30.00
4,001- 6,000	50.00
6,001- 8,000	80.00
8,001-10,000	120.00

(A) For each trailer or semi-trailer, the annual license fee shall be based

upon the tire equipment and gross weight of vehicle and load as follows:

	Per 100 lbs. Gross Weight of Vehicle and load.
Equipped With	
Pneumatic tires	15c
Solid tires	25c
Iron, steel or other hard tires	35c

(B) For each tractor, the annual license fee shall be based upon the tire equipment and the weight of the tractor, as follows:

	Per 100 lbs. Weight.
Equipped With	
Pneumatic tires	25c
Solid tires	35c
Iron, steel or other hard tires	50c

**Motor Busses.**—Owners of passenger motor vehicles that have a seating capacity of more than seven passengers, shall pay in addition to the fee of thirty-five (35c) cents per horsepower, an additional registration fee of one (\$1.00) dollar for each number of passengers the motor vehicle will seat in excess of seven passengers. Any owner of a motor vehicle with a seating capacity of more than seven passengers who shall fail or refuse to comply with this section shall be fined in any sum not more than two hundred (\$200.00) dollars.

#### Vehicles Not Subject to Registration.

Tractors used exclusively for agricultural purposes, fire engines, road rollers, steam shovels and other road building and agricultural machinery, shall not be required to be registered.

(a) **Internal Combustion.**—For all purposes of this act, the horsepower of any motor vehicle, except electric or steam-driven vehicles, shall be determined by the formula commonly known as the National Automobile Chamber of Commerce formula, being as follows:

Square the diameter of the bore of the cylinder in inches, multiply by the number of cylinders and divide by two and one-half.

(b) **Steam Vehicles.**—For the purpose of this act, the horsepower of any steam-driven vehicle shall be computed by the system of horsepower rating adopted by the United States Government.

(c) **Electric Vehicles.**—For vehicles propelled by electricity the rating shall be the normal horsepower designated by the manufacturer of the electric motor or motors used therein.

**Basis of Weight Fees.**—In the computation of fees based on gross weight said gross weight shall, in the case of

freight or merchandise vehicles, be the actual weight of the vehicle in pounds, plus the manufacturer's rated load carrying capacity.

**Disputed Classifications.**—The Highway Department shall have the authority, in disputed cases, to determine the classification in which any vehicle belongs and the amount of the fee which shall be paid therefor. No vehicle with a body wider than seven feet or of a total gross weight, when loaded with a capacity load of more than five thousand (5,000) pounds per wheel or five hundred (500) pounds per inch width of tire, shall be licensed or be operated on the public highways, and no commercial motor vehicle or trailer operated hereunder shall ever carry more than ten per cent in excess tonnage over and above its registered carrying capacity. Any person or persons driving or operating or permitting to be driven or operated any vehicle whose gross weight exceeds the maximum weights prescribed herein shall be guilty of a misdemeanor, and upon conviction shall be fined in any sum not exceeding two hundred (\$200) dollars. The maximum weights prescribed herein for commercial motor vehicles shall apply also to trailers.

Anything to the contrary notwithstanding, upon application in writing to the State Highway Department, said department in its discretion may issue a special permit to the owner or operator of any vehicle allowing heavier or wider loads than named herein, to be moved or carried over and on the public highways and bridges. They may also issue such special permit to increase the permissible width per inch of width of tire. Such permits shall be in writing and they may limit the time and use of operation over the said highways and bridges which may be traversed and may contain such special conditions and provisions and require such undertaking or other security as the said department shall deem to be necessary to protect the public highways and bridges from injury, or provide indemnity from any injury resulting from such operation. All such special permits shall be carried in the vehicle to which they refer and upon demand shall be open to inspection of any peace officer or employee charged with care or protection of public highways.

The owner, operator, driver or mover of any vehicle, object or contrivance over a public highway or bridge shall be jointly and severally responsible for all damages which said highway or bridge may sustain as the result of driving, operating or moving such vehicle



and the amount of such damages may be recovered in an action by law by the authorities in control of such highway or bridge.

Sec. 2. That Section 16a added to Chapter 190 of the General Laws of the Regular Session of the Thirty-fifth Legislature, as amended by Section 2 of Chapter 113 of the General Laws of the Thirty-sixth Legislature shall be amended so that said Section 16a shall hereafter read as follows:

Section 16a. All commercial motor vehicles and trailers having a greater carrying capacity than one ton, shall, before said commercial motor vehicles or trailers are allowed to operate over the highways and roads of this State, be further registered and licensed as follows:

The owner of any commercial motor vehicle or trailer having a net carrying capacity of more than one ton shall make application to the county tax collector of the county where said owner resides, or has his or its principal office or place of business, accompanied by the registration certificate, or certified copy thereof, showing said motor vehicle or trailer to be registered under existing laws as defined by Section 1 hereof, and which application must show the carrying capacity in tons of said motor vehicle or trailer for the further license to operate said motor vehicle or trailer, which application shall be sworn to, and, as far as practicable, shall state the general route or routes and the estimated mileage thereof, in each county or counties, over which it is proposed to operate said motor vehicle or trailer, but such mileage shall not include the streets of any incorporated town or city. (Said application shall also be accompanied by a bond executed by one or more good and solvent sureties, or surety company authorized to do business in this State, payable to and to be approved by the county tax collector, conditioned that the owner of said motor vehicle will promptly pay, when due, the license fee in the amount and in the manner as is hereinafter provided for.) Upon receipt of said application and bond, when same is approved, the county tax collector shall issue a license in proper form prepared by the Highway Department to the owner of said motor vehicle or trailer, and said license shall at all times be displayed in a prominent place on the motor vehicle or trailer so licensed.

(b) The owner of each commercial motor vehicle or trailer registered hereunder shall keep in a separate book or books kept for that purpose, an accu-

rate account of the number of miles traveled by said motor vehicle and trailer attached thereto, if any, while being operated outside the limits of any incorporated city or town; and if said motor vehicle or trailer is operated in more than one county, an accurate account shall be kept of the miles so traveled in each county. Said books shall at all times be open for the inspection of the county tax collector, or the duly authorized agent of said tax collector, of the counties where said motor vehicle or trailer is licensed to operate, and said tax collector, or the authorized agent of either, shall have the right at any and all times to make an inspection of said books.

Sec. 3. Motor vehicles of the kinds and weights specified in this section shall not be operated on the public highways of this State at greater rates of speed than herein prescribed, as follows:

a. Motor vehicles equipped with pneumatic tires:

Maximum weight, including gross weight of vehicle and load.	Speed limit, miles per hour.
4,000 lbs.	15
6,000 lbs.	12
8,000 lbs.	10
12,000 lbs.	10
16,000 lbs.	10
20,000 lbs.	10

b. Motor vehicles equipped with solid tires:

Maximum weight, including gross weight of vehicle and load.	Speed limit, miles per hour.
4,000 lbs.	14
6,000 lbs.	10
8,000 lbs.	10
10,000 lbs.	10
16,000 lbs.	10
20,000 lbs.	10

Any person who shall operate a motor vehicle at a greater rate of speed than that herein allowed shall be guilty of a misdemeanor and punished by fine of not less than ten dollars (\$10.00) nor more than two hundred dollars (\$200.00), or by imprisonment in the county jail not more than thirty (30) days.

No commercial motor vehicle of the kinds and weights prescribed herein shall be operated on the public highways of this State unless equipped with a mechanical device or governor so that it

cannot be operated at a speed in excess of the limits prescribed herein.

Any owner of a commercial motor vehicle of the kinds and weights enumerated in this section who shall fail or refuse to so equip such motor vehicle shall be deemed guilty of a misdemeanor, and upon conviction shall be fined in any sum not less than ten dollars (\$10.00) nor more than two hundred dollars (\$200.00), or be imprisoned in the county jail not exceeding thirty days.

Sec. 4. On January 1st, April 1st, July 1st and October 1st of each year the owner or owners of each commercial motor vehicle or trailer licensed as provided for in Section 2 of this act, shall make a statement duly sworn to by himself or if the owner is a corporation, then by an executive officer of said corporation, directed to the tax collector of the county where said owner has his principal office or place of business, which statement shall clearly show the number of miles traveled during the preceding quarter in each county by said commercial motor vehicle or trailer while being operated outside the limits of incorporated cities and towns. Said statement shall be accompanied by a sufficient sum of money in lawful money of the United States, as a reasonable license fee for the extra burden placed on said highways and roads by the operation over them of the character of motor vehicles licensed hereunder, as follows:

Net carrying capacity in pounds.	License fee per mile.
2,001 to 3,999	1 cent
4,000 to 5,999	2 cents
6,000 to 7,999	3 cents
8,000 to 9,999	5 cents
10,000 to 11,999	8 cents

Immediately upon receipt of the license fee provided for in this section, the county tax collector receiving same shall turn that county's portion over to the county treasurer to be placed to the credit of the general county road and bridge fund; and any portion belonging to another county, said tax collector receiving same shall immediately send such portion to the treasurer of such other county, to be placed to the credit of the general county road and bridge fund of such county, the distribution of such fund to be in proportion to the number of miles traveled in each county.

Sec. 5. Any owner of a commercial motor vehicle or trailer who operates or permits the same to be operated on the public highways of this State without

having first registered such vehicle or trailer as provided for in Section 2 of this act, or any such owner who operates or permits to be operated a commercial motor vehicle or trailer that is loaded with a load weighing over ten per cent in excess of its registered carrying capacity, or any such owner who shall fail or refuse to keep the mileage record as provided for in subdivision b of Section 2 of this act, or who shall fail or refuse to submit the statements provided for in Section 16a of this act, shall be deemed guilty of misdemeanor and punished by fine not exceeding \$200.00 for each offense.

Sec. 6. This act shall not be construed to repeal any existing laws of this State relating to highways, except when in direct conflict therewith, and shall be cumulative of all such laws now in force.

Sec. 7. The fact that the present license fees for heavy freight carrying motor vehicles and for motor vehicles carrying passengers for hire are wholly inadequate to compensate for damages done to the public highways of the State by their use creates an emergency and an imperative public necessity requiring the suspension of the constitutional rule that all bills shall be read on three several days, and the said rule is hereby suspended, and this act shall take effect and be in force on and after its passage, and it is so enacted.

Question—Shall the substitute be adopted?

Mr. Miller of Dallas raised a point of order on further consideration of the bill at this time on the ground that the time allotted for the consideration of local bills has arrived.

The Speaker sustained the point of order.

#### MESSAGE FROM THE SENATE.

Senate Chamber.

Austin, Texas, February 23, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 266, A bill to be entitled "An Act to amend Section 2, Chapter 6, of the Special Laws of Texas passed by the Second Called Session of the Thirty-fifth Legislature at page 39 thereof, approved August 30, 1917, being an act creating the Alanreed Independent School District in Gray county, Texas, giving the board of trustees the power to se-

lect and designate the depository for said school district, and declaring an emergency."

H. B. No. 306, A bill to be entitled "An Act creating the Hontoon Independent School District in Ochiltree county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the board of trustees thereof," etc.

H. B. No. 281, A bill to be entitled "An Act creating the Perryton Independent School District in Ochiltree county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the board of trustees thereof; providing that such district may have its own assessor and collector of taxes and board of equalization; repealing Chapter 94 of the Local and Special Laws passed by the Third Called Session of the Thirty-sixth Legislature, and Chapter 1 of the Local and Special Laws passed by the Fourth Called Session of the Thirty-sixth Legislature; and declaring an emergency."

H. B. No. 289, A bill to be entitled "An Act creating the Rowena Independent School District in Runnels county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its boards of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the board of trustees thereof, declaring that all taxes or bonds heretofore authorized by any former school district included within the bounds thereof shall remain in full force and effect; and repealing act of the Third Called Session of the Thirty-sixth Legislature creating the Rowena Independent School District, and declaring an emergency."

H. B. No. 307, A bill to be entitled "An Act creating the Booker Independent School District out of territory in Lipscomb county, Texas; defining its boundaries, fixing the number of trustees, providing for their election in accordance with the general laws of towns and villages incorporated for school purposes, and fixing their powers and du-

ties, and providing for the election of the first trustees after this act becomes effective; authorizing the trustees to levy and collect a maintenance tax and to issue bonds for building purposes, and to levy, assess and collect a bond tax providing for elections upon bond and tax propositions and for notice of such elections; prescribing the qualifications of voters at such elections, the form of ballot and for making returns; providing for the appointment of an assessor and collector of taxes, and fixing his powers, duties, bond, and compensation; providing for the collection of delinquent taxes, and for the assessment and collection of taxes by the county assessor and collector; applying the general laws when a matter is not expressly provided for, and declaring an emergency."

H. B. No. 324, A bill to be entitled "An Act authorizing the Polytechnic Heights Independent School District No. 42 of Tarrant county to levy and collect taxes for issuance of bonds to the amount not to exceed fifty cents on the one hundred dollar valuation, declaring an emergency, and the repeal of all laws conflicting with any part of this act."

H. B. No. 342, A bill to be entitled "An Act to make certain emergency appropriations out of the general revenues for the several institutions and departments of the State government for the fiscal year ending August 31, 1921, and declaring an emergency," with amendments.

H. B. No. 358, A bill to be entitled "An Act to reorganize the Sixty-third and Eighty-third Judicial Districts of the State of Texas, and to prescribe the time and fix the terms of holding the courts in each of said judicial districts; and to conform all writs and process from such courts to such changes; and to make all process issued or served before this act takes effect, including recognizances and bonds returnable to the terms of the courts in the several districts as herein fixed, and to validate process, and to validate the summoning of grand and petit jurors and juries; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Has defeated

H. J. R. No. 9, Relating to the amending of Article 8, Section 14, of the State Constitution of the State of Texas, abolishing the office of county tax assessor and devolving the duties of said officer upon the county tax collector.

And has indefinitely postponed

H. B. No. 330, A bill to be entitled "An Act creating the Laneville Independent School District of Rusk county; defining its boundaries; vesting it with the rights, powers, duties and privileges of districts incorporated for school purposes only under the general laws; providing for a board of trustees therefor, and declaring an emergency."

Respectfully,

A. W. HOLT,

Assistant Secretary of the Senate.

#### HOUSE BILL NO. 247 ON SECOND READING.

On motion of Mr. Lindsey, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 247, A bill to be entitled "An Act creating a more efficient road system for Tyler county, Texas; providing that each commissioner of the same shall be ex-officio road commissioner of his precinct; providing for an inspection of roads, bridges and culverts by said commissioner; providing for bonds, compensation and duties, and providing for the work of delinquent poll tax payers on the public roads and relieving them from the performance of said road work by the payment of \$5.00; providing that the commissioners court shall have power to build roads, bridges, culverts, etc., by private contract; providing that the commissioners court may employ a superintendent who shall be an experienced civil engineer in road building; providing penalties for the violation of this act, and this act shall be cumulative of all general laws of this State not in conflict herewith; repealing Chapter 82, Special Laws, passed by the Thirty-second Legislature, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Fly offered the following (committee) amendments to the bill:

(1)

Amend House bill No. 247, Section 6, by striking out the words "the sum of five dollars (\$5.00)" in line 4 and insert the following: "the sum of money required by Articles 6923 and 6926 and subsequent amendments thereto of the Revised Civil Statutes of this State."

(2)

Amend House bill No. 247, Section 7, by striking out the words "the said five

dollars (\$5.00)" in line 4 and insert the following: "the road tax required by Section 6 hereof."

(3)

Amend House bill No. 247, Section 9, by striking out all after the word "for" in line 7.

The amendments were severally adopted.

Mr. Fly offered the following (committee) amendment to the bill:

Amend House bill No. 247 by striking out all of Section 12.

On motion of Mr. Pope, the amendment was tabled.

Mr. Fly offered the following (committee) amendment to the bill:

Amend House bill No. 247 by striking out all Section 14.

The amendment was adopted.

Mr. Fly offered the following (committee) amendment to the bill:

Amend House bill No. 247 by striking out all of Section 3.

Mr. Lindsey offered the following substitute for the (committee) amendment:

Amend House bill No. 247, pages 2 and 3, by striking out all of Section 3 and insert in lieu thereof the following:

Sec. 3. Each commissioner, in addition to the regular duties required of him by general law, shall, from time to time, when not performing his regular duties, superintend and inspect the public roads, bridges, culverts and drainage and all the property belonging to the county in his precinct, and keep open and operating all drainage canals, openings and ditches, and look after the laying out, changing and construction of such roads, bridges, culverts and drainage ditches not now required of him by general law; to watch and manage all laborers and to hire and discharge such laborers under direction of the commissioners court; and shall look after the proper hire, purchase, inspection and care of the county road teams, tools and machinery; see that proper and ample feed and water for said teams is at all times supplied and that said teams be properly worked, rested, weathered and doctored; look after the proper care of and see that the harness, tools and machinery belonging to or used on said county roads are properly preserved, mended and conditioned for efficient road work; see that proper work time schedule is made and observed; see that all roads are properly measured and marked; and doing such additional work or extra work in manner as directed and as may be imposed on him by the com-

missioners court; and perform the duties required of him under general law as commissioner and ex-officio road supervisor. For such extra or additional services he shall receive, in addition to the fees now allowed by law for the performance of his regular duties, the salary of seven hundred dollars (\$700) per annum, to be paid out of the general fund or the road and bridge fund, the special road and bridge fund, or any other available fund of the county usable if not denied by general law, on order of the commissioners court, in monthly installments. Each commissioner shall file his claim, under oath, stating that he has faithfully performed his regular duties as such ex-officio road supervisor, and in attending commissioners court, and that he was actually employed the number of days set out in his claim, during such month as such commissioner and ex-officio road supervisor, for which he shall receive his regular compensation, and said claim shall also show the number of days served in the performance of said extra or additional services as herein are imposed, for which he shall receive said extra compensation as herein provided. In no event shall said total compensation for said extra, additional and general law compensation exceed the sum of twelve hundred dollars (\$1,200) per annum. No warrant shall issue until all reports required under the provisions of this act and the general law have been duly made and verified as required by this and the general law, and the county judge shall countersign all such salary warrants after he has ascertained that the provisions of this act and the general law have been complied with.

The substitute was adopted.

The (committee) amendment as substituted was then adopted.

Mr. Fly offered the following (committee) amendment to the bill:

Amend caption of House bill No. 247 by striking out the words "and relieving them," in line 6, and strike out all of line 7, and insert the following: "and accepting certain compensation in lieu of road work."

The (committee) amendment was adopted.

Mr. Lindsey offered the following amendments to the bill:

(1)

Amend House bill No. 247 by striking out in line 2, Section 2, the words "duties of his office," and insert in lieu

thereof the following: "performance of the duties herein imposed."

(2)

Amend House bill No. 247 by striking out in lines 1 and 2, Section 1, the words "be ex-officio road commissioner of" and in lieu thereof insert the following: "perform the duties of ex-officio road supervisor as now required by general law in."

(3)

Amend House bill No. 247, page 6, by striking out in line 8, the words "five dollars," and insert in lieu thereof the following: "the amount fixed by general law."

The amendments were severally adopted.

House bill No. 247 was then passed to engrossment.

#### HOUSE BILL NO. 491 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 491, A bill to be entitled "An Act creating the Three Rivers Independent School District in Live Oak county, Texas; providing its boundaries; providing for the annexation of territory; providing that the present board of trustees may continue in office until the expiration of their respective terms; validating bond and tax elections hereinbefore held; placing the said district and trustees under the general law governing independent school districts; placing the district under the direct supervision of the State Superintendent and State Board of Education; authorizing the trustees to select its officers, including its depository; delegating certain powers to these officials; providing for the custody of the funds and school property of the present district; repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time.

Mr. Bonham offered the following amendments to the bill:

(1)

Amend House bill No. 491, page 3, line 12, by changing the figures "335 $\frac{3}{4}$ " in said line to "635 $\frac{3}{4}$ ."

(2)

Amend House bill No. 491, page 3, line 16, by striking out the "S," just

after the word "thence," in said line, and inserting "N" in lieu thereof.

The amendments were severally adopted.

House bill No. 491 was then passed to engrossment.

#### HOUSE BILL NO. 524 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 524, A bill to be entitled "An Act creating the Buffalo Flat Common School District Number 20 in Hall county, Texas, describing its metes and bounds, providing for the assumption of its part of the bonded indebtedness of Turkey Independent District, placing the district under the general laws, providing for a board of three trustees, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 504 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 504, A bill to be entitled "An Act to fix the time of holding the courts in the Thirty-eighth Judicial District of Texas; changing the time of holding the district court in Kerr county, and repealing all laws in conflict herewith, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 484 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 484, A bill to be entitled "An Act creating the Vance Independent School District in Edwards and Real counties, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the board of trustees thereof, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 485 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 485, A bill to be entitled "An Act creating the Hackberry Independent School District in Edwards and Real counties, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts, and the board of trustees thereof, and declaring an emergency."

The bill was read second time and was passed to engrossment.

#### HOUSE BILL NO. 353 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 353, A bill to be entitled "An Act creating the Stamford County Line Independent School District in Jones and Haskell counties, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its boards of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas on independent school districts and the boards of trustees thereof; declaring that all taxes or bonds heretofore authorized by any and all former school districts included within the bounds hereof shall remain in full force and effect; providing that such board of trustees shall have the power to take, receive, sell, convey, transfer and dispose of real and personal property; repealing Chapter 2 of the Special Laws of Texas passed at the Second Called Session of the Thirty-first Legislature, and declaring an emergency."

The bill was read second time and was passed to engrossment.

Mr. Thomason moved to reconsider the vote by which the bill was passed to engrossment.

The motion to reconsider prevailed.

Mr. Rowland offered the following (committee) amendments to the bill:

(1)

Amend House bill No. 353 as follows:

Strike out everything after the enacting clause and insert in lieu thereof the following:

Section 1. That the Stamford County Line Independent School District is hereby created and established in Jones and Haskell counties, Texas, containing within its limits the following described territory, to-wit:

Beginning on the line between Jones and Haskell counties where the same intersects the west boundary line of Section 21 B. B. B. and C. R. R. Company in said counties.

Thence east to the west line of Section No. 7, B. B. B. & C. Ry. Co.

Thence north to the northwest corner of said Section No. 7.

Thence east to the southeast corner of the S. R. Rike Survey No. 1 and southwest corner Washington County R. R. Co. Survey No. 1.

Thence north to the southwest corner of the Coryell County School Land Survey No. 60.

Thence west to a point in the south line of Survey No. 2, W. Ahrenbeck and Bro., midway between the southeast and southwest corners of said Survey No. 2.

Thence north to a point in the Isaac P. Wallace Survey due west of the northwest corner of Coryell County School Land No. 60.

Thence east passing the said northwest corner of Coryell County School Land No. 60 to a northeast corner of said Survey No. 60 and in the west line of the John F. Morgan Survey No. 59.

Thence south to the southwest corner of said John F. Morgan Survey No. 59.

Thence east to the southeast corner of said John F. Morgan Survey and a northeast corner of said Coryell County School Land No. 60.

Thence south to the southeast corner of said Coryell County School Land No. 60.

Thence east to the northeast corner of the J. C. Haskew Survey No. 2.

Thence south to the county line between Haskell and Jones counties.

Thence east along said county line to the east line of the Aaron Bagby Survey No. 152.

Thence south to the southeast corner of the J. S. Hail Survey No. 153.

Thence west to the northeast corner of Survey No. 182, B. B. B. and C. R. R. Company.

Thence south to the southeast corner of Survey No. 188 of the B. B. B. and C. R. R. Company.

Thence west to the southwest corner of Survey No. 1, H. & T. C. R. R. Company.

Thence south to the north line of Survey No. 8, Deaf and Dumb Asylum Lands.

Thence west to the northwest corner of Survey No. 8, Deaf and Dumb Asylum Lands.

Thence south to the southwest corner of said Survey No. 8.

Thence west to the east line of Section 34 B. B. B. and C. R. R. Company.

Thence south to the southeast corner of said Section No. 34.

Thence west to the southwest corner of Section 49, B. B. B. and C. R. R. Company.

Thence north to the county line between Haskell and Jones counties.

Thence east with said county line to the place of beginning, containing ninety-one square miles, more or less.

Sec. 2. The management and control of the public free schools of the Stamford County Line Independent School District as created by this act is hereby vested in a board of trustees that shall be composed of seven persons who are resident citizens and qualified voters in said district, and each member of said board of trustees shall, before entering upon the discharge of his duties as such, subscribe to the official oath provided by the general statutes of the State of Texas. The board of trustees of the present Stamford Independent School District, as same has been heretofore organized, either by special act or under the general laws of Texas, are hereby continued in office until the expiration of their respective terms and their successors shall have been elected and qualified as provided by the general laws for the election of trustees in independent school districts incorporated for free school purposes only.

Sec. 3. The Stamford County Line Independent School District as created by this act shall have and exercise and is hereby vested with all the rights, powers, privileges and duties of a town or village incorporated under the general laws of the State for free school purposes only, and the board of trustees of said Stamford County Line Independent School District shall have and exercise and are hereby vested and charged with all the rights, powers, privileges and duties conferred and imposed by the general laws of this State upon the trustees of independent school districts incorporated under the general laws of Texas for free school purposes only.

Sec. 4. All maintenance taxes heretofore voted or bonds heretofore issued by any former school district, or school districts included within the bounds of the Stamford County Line Independent School District as herein created, shall remain in full force and effect in so far as the creation of this district might in any manner effect the same; and any territory taken from any districts having an outstanding bonded indebted-

ness shall remain and be chargeable with its pro rata part of such indebtedness.

Sec. 5. The board of trustees of the Stamford County Line Independent School District as hereby created shall have the right in the name of the Stamford County Line Independent School District shall receive, convey, take, sell, hold, transfer and dispose of both real and personal property.

Sec. 6. That Chapter 2 of the Special Laws of Texas passed at the Second Called Session of the Thirty-first Legislature, and all amendments thereto, are hereby specifically repealed.

Sec. 7. The board of trustees provided for in this act shall provide for elementary schools to be retained at the present locations of said schools affected by this act in so far as practicable, provide uniform buildings and equipment for said schools and they shall arrange an annual wage schedule for the teachers employed in any of said schools as nearly uniform as is practicable. It is herein expressly provided that the instruction in these elementary schools shall embrace the first seven grades of school work as outlined in the course of study issued by the State Superintendent of Public Instruction for this State. It is herein further provided that the trustees shall provide for the transportation above the seventh grade, and such scholastics below the seventh grade as prefer to attend school in the city of Stamford who live within the bounds of the Stamford County Line Independent School District as created by this act and who live at a distance of three miles or more from the Stamford High School building and such transportation lines shall be arranged to cover the most convenient and practicable routes. The board of trustees are hereby empowered to employ transportation vehicles and drivers for such service as herein provided paying the cost thereof out of the local maintenance fund of the district.

Sec. 8. The fact that there exists an urgent need for more efficient control and co-operation for school purposes in said Stamford County Line Independent School District creates an emergency and an imperative public necessity that the constitutional rule requiring bills to be read on three several days be suspended, and the same is hereby suspended, and that this act shall take effect and be enforced from and after its passage, and it is so enacted.

(2)

Amend House bill No. 353 as follows: After the sentence "thence south to the

southwest corner of said survey No. 8," which is found three lines from the bottom of page 2 of said bill, insert the following: "thence west to the southeast corner of survey No. 4, same being the southwest corner of survey No. 5. Thence north to the northeast corner of said survey No. 4. Thence west to the northwest corner of survey No. 2 and the northeast corner of survey No. 1. Thence south to the southwest corner of survey No. 2."

The above amendment precedes the next line of said bill, which reads: "Thence west to the east line of Section 34. B. B. B. and C. R. R. Company."

(3)

Amend House bill No. 353 as follows: Strike out all the caption and insert in lieu thereof the following:

"An Act creating the Stamford County Line Independent School District in Jones and Haskell counties, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its board of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas on independent school districts and the board of trustees thereof; declaring that all taxes or bonds heretofore authorized by any and all former school districts included within the bounds hereof shall remain in full force and effect; providing that such board of trustees shall have the power to take, receive, sell, convey, transfer and dispose of real and personal property; repealing Chapter II of the Special Laws of Texas, passed at the Second Called Session of the Thirty-first Legislature; providing for elementary schools at convenient locations; providing for the transportation of pupils, and declaring an emergency."

The (committee) amendments were severally adopted.

House bill No. 353 was then passed to engrossment.

#### SENATE BILL NO. 94 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 94, A bill to be entitled "An Act creating the Weslaco Independent School District in Hidalgo county, Texas; defining its boundaries; providing for a board of trustees in said district; conferring upon said district and its boards of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws



of Texas upon independent school districts and the boards of trustees thereof; declaring that all taxes or bonds heretofore authorized by any former school district included within the bounds thereof shall remain in full force and effect; providing for the appointment of an assessor and collector of taxes and board of equalization for said district, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—117.

Adams.	Horton.
Aiken.	Johnson
Baker.	of Gillespie.
Baldwin.	Johnson
Barker.	of Wichita.
Barrett of Bell.	Jones.
Barrett of Fannin.	Kacir.
Bass.	Kellis.
Beasley	King.
of Hopkins.	Lackey.
Beavens.	Laird.
Binkley.	Lawrence.
Bonham.	Lindsey.
Brady.	Looney.
Branch.	McCord.
Brown.	McDaniel.
Bryant.	McFarlane.
Burkett.	McKean.
Burmeister.	McLeod.
Burns.	Martin.
Carpenter.	Marshall.
Childers.	Mathes.
Chitwood.	Melson.
Coffee.	Menking.
Cox.	Merriman.
Cummins.	Miller of Dallas.
Curtis.	Miller of Parker.
Darroch.	Morgan.
Davis, John E.,	Moore.
of Dallas.	Morris of Medina.
Davis, John,	Morris
of Dallas.	of Montague.
Duffey.	Mott.
Edwards.	Neblett.
Estes.	Owen.
Faubion.	Perkins
Fly.	of Cherokee.
Fugler.	Perkins of Lamar.
Garrett.	Perry.
Greer.	Pollard.
Grissom.	Pope.
Hall.	Quaid.
Hanna.	Quicksall.
Hardin.	Quinn.
Harrison.	Rice.
Henderson	Rogers of Harris.
of McLennan.	Rogers of Shelby.
Henderson	Rosser.
of Marion.	Rountree.
Hill.	Rowland.

Satterwhite.	Thomason.
Schweppe.	Thompson
Seagler.	of Harris.
Shearer.	Thompson
Snod.	of Red River.
Stevenson.	Thorn.
Stewart	Thrasher.
of Edwards.	Veatch.
Stewart of Reeves.	Wadley.
Swann.	Walker.
Sweet of Brown.	Wallace.
Sweet of Tarrant.	Wessels.
Teer.	West.
Thomas	Westbrook.
of Limestone.	Wright.

Absent.

Beasley	Hendricks.
of McCulloch.	Johnson of Ellis.
Black, O. B.,	Laney.
of Bexar.	Malone.
Black, W. A.,	Patman.
of Bexar.	Pool.
Crawford.	Sims.
Crumpton.	Stephens.
Dinkle.	Webb.

Absent—Excused.

Duncan.	Smith.
Harrington.	Williams
Kveton.	of McLennan.
Lauderdale.	Williams
Leslie.	of Montgomery.

Mr. Fly moved a call of the House for the purpose of maintaining a quorum until 5:50 o'clock p. m. today, and the call was duly seconded.

The Speaker then directed the Doorkeeper to close the main entrance to the Hall and instructed the Sergeant-at-Arms to lock all other doors leading from the Hall, and stated that no member would be permitted to leave the Hall without written permission from the Speaker.

Mr. Curtis moved that the Sergeant-at-Arms be instructed to bring in the absentees, and the motion was lost.

#### HOUSE BILL NO. 309 ON SECOND READING.

On motion of Mr. Greer, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 309, A bill to be entitled "An Act fixing the compensation of county commissioners in counties having a population of as much as twenty-eight thousand and less than twenty-nine thousand, according to the last

United States census, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Cox offered the following amendment to the bill:

Amend House bill No. 309, line 12, by striking out "twenty-eight" and inserting "24,000."

The amendment was adopted.

Mr. Darroch offered the following amendment to the bill:

Amend by striking out the enacting clause.

Question recurring on the amendment striking out the enacting clause of the bill, yeas and nays were demanded.

The amendment was lost by the following vote:

#### Yeas—17.

Barker.	McKean.
Bass.	Merriman.
Beasley	Mott.
of McCulloch.	Owen.
Burns.	Rogers of Shelby.
Darroch.	Rountree.
Henderson	Satterwhite.
of McLennan.	Thomas
McDaniel.	of Limestone.
McFarlane.	Wallace.

#### Nays—95.

Adams.	Fly.
Aiken.	Fugler.
Baker.	Garrett.
Baldwin.	Greer.
Barrett of Bell.	Grissom.
Barrett of Fannin.	Hall.
Beasley	Hanna.
of Hopkins.	Hardin.
Beavens.	Henderson
Binkley.	of Marion.
Black, O. B.,	Hill.
of Bexar.	Horton.
Bonham.	Johnson
Brady.	of Gillespie.
Branch.	Johnson
Brown.	of Wichita.
Bryant.	Kacir.
Burkett.	Kellis.
Burmeister.	King.
Carpenter.	Laird.
Childers.	Lawrence.
Chitwood.	Lindsey.
Coffee.	Looney.
Cox.	McCord.
Curtis.	McLeod.
Davis, John E.,	Martin.
of Dallas.	Marshall.
Davis, John,	Mathes.
of Dallas.	Melson.
Dinkle.	Miller of Dallas.
Duffey.	Miller of Parker.
Edwards.	Morgan.
Faubion.	Moore.

Morris of Medina.	Stevenson.
Morris	Stewart
of Montague.	of Edwards.
Neblett.	Stewart of Reeves.
Perkins	Swann.
of Cherokee.	Sweet of Brown.
Perkins of Lamar.	Sweet of Tarrant.
Perry.	Thomason.
Pollard.	Thompson
Pope.	of Harris.
Quicksall.	Thompson
Quinn.	of Red River.
Rice.	Thrasher.
Rogers of Harris.	Wadley.
Rosser.	Walker.
Rowland.	Webb.
Schweppe.	Wessels.
Seagler.	West.
Shearer.	Westbrook.
Sneed.	Wright.

#### Present—Not Voting.

Veatch.

#### Absent.

Black, W. A.,	Lackey.
of Bexar.	Laney.
Crawford.	Malone.
Crumpton.	Pool.
Cummins.	Quaid.
Estes.	Sims.
Harrison.	Stephens.
Hendricks.	Teer.
Johnson of Ellis.	Thorn.
Jones.	

#### Absent—Excused.

Duncan.	Patman.
Harrington.	Smith.
Kveton.	Williams
Lauderdale.	of McLennan.
Leslie.	Williams
Menking.	of Montgomery.

Mr. Miller of Parker offered the following amendment to the bill:

Amend by striking out "24,000" and inserting in lieu thereof "23,000."

Mr. Miller of Dallas offered the following substitute for the amendment:

Amend House bill No. 309 as amended by striking out on line 12 "twenty-four thousand" and inserting in lieu thereof "fourteen thousand."

The substitute was adopted.

Mr. Horton moved the previous question on the pending amendment and the engrossment of the bill, and the main question was ordered.

Question first recurring on the amendment as substituted, it was lost.

Question recurring on the engrossment of the bill, yeas and nays were demanded.

House bill No. 309 was passed to engrossment by the following vote:

## Yeas—86.

Adams.	Looney.
Aiken.	Marshall.
Baker.	Mathes.
Baldwin.	Melson.
Beasley	Menking.
of Hopkins.	Miller of Dallas.
Binkley.	Miller of Parker.
Black, O. B.,	Morgan.
of Bexar.	Moore.
Brady.	Morris of Medina.
Branch.	Morris
Brown.	of Montague.
Bryant.	Neblett.
Burkett.	Perkins
Burmeister.	of Cherokee.
Carpenter.	Perkins of Lamar.
Childers.	Perry.
Chitwood.	Pollard.
Coffee.	Pope.
Cox.	Quicksall.
Curtis.	Quinn.
Darroch.	Rice.
Davis, John E.,	Rogers of Harris.
of Dallas.	Rosser.
Davis, John,	Schweppe.
of Dallas.	Seagler.
Dinkle.	Shearer.
Edwards.	Sneed.
Estes.	Stevenson.
Faubion.	Stewart
Fly.	of Edwards.
Fugler.	Swann.
Garrett.	Sweet of Brown.
Greer.	Sweet of Tarrant.
Hall.	Thomason.
Hanna.	Thompson
Hardin.	of Harris.
Henderson	Thompson
of Marion.	of Red River.
Hill.	Thrasher.
Horton.	Wadley.
Johnson	Walker.
of Wichita.	Webb.
Kacir.	Wessels.
Kellis.	West.
Lackey.	Westbrook.
Laird.	Wright.
Lindsey.	

## Nays—27.

Barker.	McFarlane.
Barrett of Bell.	McKean.
Barrett of Fannin.	McLeod.
Bass.	Merriman.
Beavens.	Mott.
Bonham.	Owen.
Burns.	Rogers of Shelby.
Duffey.	Rowland.
Grissom.	Stephens.
Henderson	Stewart of Reeves.
of McLennan.	Thomas
King.	of Limestone.
Lawrence.	Thorn.
McCord.	Wallace.
McDaniel.	

## Present—Not Voting.

Martin.	Veatch.
	Absent.
Beasley	Johnson of Ellis.
of McCulloch.	Jones.
Black, W. A.,	Laney.
of Bexar.	Malone.
Crawford.	Patman.
Crumpton.	Pool.
Cummins.	Quaid.
Harrison.	Rountree.
Hendricks.	Satterwhite.
Johnson	Sims.
of Gillespie.	Teer.

## Absent—Excused.

Duncan.	Smith.
Harrington.	Williams
Kveton.	of McLennan.
Lauderdale.	Williams
Leslie.	of Montgomery.

Mr. Greer moved to reconsider the vote by which the bill was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

## NOTICES GIVEN.

Mr. Horton gave notice that he would on tomorrow call up for consideration at that time Senate Joint Resolution No. 4, which resolution has heretofore been read second time and laid on the table subject to call.

Mr. Quinn gave notice that he would on tomorrow call up for consideration at that time House bill No. 120, which bill has heretofore been read second time and laid on the table subject to call.

Mr. Curtis gave notice that he would on tomorrow call up for consideration at that time House bill No. 72, which bill has heretofore been read second time and laid on the table subject to call.

Mr. Coffee gave notice that he would on tomorrow call up for consideration at that time House bill No. 115, which bill has heretofore been read second time and laid on the table subject to call.

## HOUSE BILL NO. 93 ON THIRD READING.

On motion of Mr. Wessels, by unanimous consent, the regular order of business was suspended to take up and have placed on its third reading and final passage,

H. B. No. 93, A bill to be entitled "An Act creating the LaGrange Independent School District in Fayette county, Texas; defining its boundaries; pro-

viding for a board of trustees in said district; providing that the present board of trustees shall continue in office until the expiration of their terms and their successors shall have been elected and qualified as provided by general law; conferring upon said district and its boards of trustees all the rights, powers, privileges and duties now conferred and imposed by the general laws of Texas upon independent school districts and the board of trustees thereof; declaring that all taxes or bonds heretofore voted upon the territory hereby incorporated as the LaGrange Independent School District shall remain in full force and effect; providing for the repeal of Chapter 2 of the Local and Special Laws passed by the Third Called Session of the Thirty-sixth Legislature, and declaring an emergency."

The Speaker laid the bill before the House and it was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—108.

Adams.	Garrett.
Aiken.	Greer.
Baker.	Grissom.
Baldwin.	Hall.
Barrett of Bell.	Hanna.
Barrett of Fannin.	Hardin.
Bass.	Henderson
Beasley	of McLennan.
of Hopkins.	Henderson
Binkley.	of Marion.
Black, O. B.,	Hill.
of Bexar.	Horton.
Black, W. A.,	Johnson
of Bexar.	of Wichita.
Bonham.	Kacir.
Brady.	Kellis.
Branch.	King.
Brown.	Lackey.
Bryant.	Laird.
Burkett.	Lawrence.
Burmeister.	Lindsey.
Burns.	Looney.
Carpenter.	McCord.
Childers.	McDaniel.
Chitwood.	McKean.
Coffee.	McLeod.
Cox.	Martin.
Curtis.	Marshall.
Darroch.	Mathes.
Davis, John E.,	Melson.
of Dallas.	Menking.
Dinkle.	Merriman.
Duffey.	Miller of Parker.
Edwards.	Morgan.
Estes.	Moore.
Faubion.	Morris of Medina.
Fly.	Morris
Fugler.	of Montague.

Mott.	Stewart of Reeves.
Neblett.	Swann.
Owen.	Sweet of Brown.
Perkins of Lamar.	Sweet of Tarrant.
Perry.	Teer.
Pollard.	Thomas
Pope.	of Limestone
Quicksall.	Thomason.
Quinn.	Thompson
Rice.	of Harris.
Rogers of Harris.	Thompson
Rogers of Shelby.	of Red River.
Rosser.	Thorn.
Rountree.	Thrasher.
Rowland.	Veatch.
Schweppe.	Wadley.
Seagler.	Walker.
Shearer.	Webb.
Sneed.	Wessels.
Stephens.	West.
Stevenson.	Westbrook.
Stewart	Wright.
of Edwards.	

Absent.

Barker.	Jones.
Beasley	Laney.
of McCulloch.	McFarlane.
Beavens.	Malone.
Crawford.	Miller of Dallas.
Crumpton.	Patman.
Cummins.	Perkins
Davis, John,	of Cherokee.
of Dallas.	Pool.
Harrison.	Quaid.
Hendricks.	Satterwhite.
Johnson	Sims.
of Gillespie.	Wallace.
Johnson of Ellis.	

Absent—Excused.

Duncan.	Smith.
Harrington.	Williams
Kveton.	of McLennan.
Lauderdale.	Williams
Leslie.	of Montgomery.

#### HOUSE BILL NO. 468 ON SECOND READING.

On motion of Mr. Wright, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 468, A bill to be entitled "An Act creating the Ninety-second Judicial District, to be composed of the counties of Young, Archer and Clay, and fixing the terms of said court; providing for the election of a district judge and district attorney; providing that the Thirtieth Judicial District, now composed of the counties of Young, Archer, Clay and Wichita, shall hereafter be composed of Wichita county only, and

fixing the terms of said Thirtieth Judicial District; providing for officers of the court, and preserving the status of cases and proceedings, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Binkley offered the following amendment to the bill:

Amend House bill No. 468 by striking out Section 2, page 1, lines 27 to 30, inclusive, and insert in lieu thereof the following:

"The Thirtieth Judicial District shall hereafter be composed of Wichita county only, and the terms of the district court in said judicial district and county shall be held therein each year on the first Mondays in April, August and December and continue in session until the Saturday before the beginning of the next succeeding term, or until all business is disposed of."

The district judge and district attorney, respectively, of the Thirtieth District shall hold their respective offices until the time for which they have been elected shall expire, and their successors are duly elected and qualified.

Signed—Wright, Binkley.

The amendment was adopted.

House bill No. 468 was then passed to engrossment.

#### HOUSE BILL NO. 243 ON SECOND READING.

On motion of Mr. Merriman, by unanimous consent, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 243, A bill to be entitled "An Act to amend Section 2, Section 26, of Chapter 48, of the General Laws of the First and Second Called Sessions of the Thirty-sixth Legislature of the State of Texas, so as to provide for and make definite the right to include all or part or more than one political subdivision of the State of Texas, within fresh water supply districts at their organization and to limit the issuance of bonds by such district, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Merriman offered the following (committee) amendment to the bill:

Amend House bill No. 243 by striking out all of Section 3 after the word "thereof" on page 3, line 5.

The (committee) amendment was adopted.

House bill No. 243 was then passed to engrossment.

#### SENATE BILL NO. 95 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 95, A bill to be entitled "An Act to amend Section — of Chapter 81 of the Local and Special Laws of the State of Texas passed by the Thirty-sixth Legislature at its Regular Session, so as to redefine with greater certainty the territory within the Donna Independent School District, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—109.

Adams.	Hardin.
Baker.	Harrison.
Baldwin.	Henderson
Barker.	of Marion.
Barrett of Bell.	Horton.
Barrett of Fannin.	Johnson
Bass.	of Gillespie.
Beasley	Johnson
of Hopkins.	of Wichita.
Beasley	Kacir.
of McCulloch.	Kellis.
Beavens.	King.
Binkley.	Lackey.
Black, O. B.,	Laird.
of Bexar.	Lawrence.
Black, W. A.,	Lindsey.
of Bexar.	Looney.
Bonham.	McCord.
Brady.	McDaniel.
Branch.	McFarlane.
Brown.	McKean.
Bryant.	McLeod.
Burkett.	Marshall.
Burmeister.	Mathes.
Carpenter.	Melson.
Childers.	Menking.
Chitwood.	Merriman.
Coffee.	Miller of Dallas.
Cox.	Miller of Parker.
Curtis.	Morgan.
Darroch.	Moore.
Davis, John E.,	Morris of Medina.
of Dallas.	Morris
Dinkle.	of Montague.
Duffey.	Neblett.
Edwards.	Owen.
Estes.	Perkins of Lamar.
Faubion.	Perry.
Fly.	Pollard.
Garrett.	Pope.
Greer.	Quicksall.
Grissom.	Quinn.
Hall.	Rice.
Hanna.	Rogers of Harris.

Rogers of Shelby.	Teer.
Rosser.	Thomas
Rountree.	of Limestone.
Rowland.	Thompson
Satterwhite.	of Harris.
Schweppe.	Thompson
Seagler.	of Red River.
Shearer.	Thorn.
Sims.	Thrasher.
Sneed.	Veatch.
Stephens.	Wadley.
Stevenson.	Wallace.
Stewart	Webb.
of Edwards.	Wessels.
Stewart of Reeves.	West.
Swann.	Westbrook.
Sweet of Brown.	Wright.
Sweet of Tarrant.	

## Absent.

Aiken.	Johnson of Ellis.
Burns.	Jones.
Crawford.	Laney.
Crumpton.	Malone.
Cummins.	Martin.
Davis, John,	Mott.
of Dallas.	Perkins
Fugler.	of Cherokee.
Henderson	Pool.
of McLennan.	Quaid.
Hendricks.	Thomason.
Hill.	Walker.

## Absent—Excused.

Duncan.	Smith.
Harrington.	Williams
Kveton.	of McLennan.
Lauderdale.	Williams
Leslie.	of Montgomery.
Patman.	

## RECESS.

Mr. Miller of Parker moved that the House recess until 9:30 o'clock a. m. tomorrow

Mr. West moved that the House recess until 10 o'clock a. m. tomorrow.

Mr. Quinn moved that the House adjourn until 10 o'clock a. m. tomorrow.

The motion of Mr. West prevailed, and the House accordingly, at 6:10 o'clock p. m., took recess until 10 o'clock a. m. tomorrow.

## APPENDIX.

## STANDING COMMITTEE REPORTS.

The following standing committee filed favorable reports today on bills, as follows:

Criminal Jurisprudence: Senate bills Nos. 136 and 157.

The following standing committee filed adverse reports today on bills, as follows:

Criminal Jurisprudence: House bills Nos. 436 and 406.

## REPORTS OF COMMITTEE ON ENGROSSED BILLS.

Committee Room,  
Austin, Texas, February 23, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 109, A bill to be entitled "An Act to amend Chapter 57 of the General Laws of the State of Texas, passed at the Regular Session of the Thirty-first Legislature, 1909, relating to the property used by the Court of Criminal Appeals of the State of Texas, providing for a clerk and deputy clerk and providing for the compensation to be paid to each, and declaring an emergency."

H. B. No. 178, A bill to be entitled "An Act to amend Articles 628 and 632 of Chapter 2, Title 18, Revised Civil Statutes of 1911, as amended by Section 1 of Chapter 203, Acts of the Regular Session of the Thirty-fifth Legislature, so as to authorize any county or political subdivision or defined district thereof to issue bonds when hereafter authorized by a vote of two-thirds majority of the resident property tax-paying voters of said county or political subdivision or defined district thereof, for the purpose of constructing, maintaining and operating macadamized, graveled or paved roads and turnpikes or in aid thereof, to bear a rate of interest to be fixed by the commissioners court not exceeding six per cent per annum, and to mature at such times as may be fixed by said court, serially or otherwise, not to exceed thirty years from their date; and also to amend Article 636c of Section 2 of Chapter 203, Acts of the Regular Session of the Thirty-fifth Legislature, as amended by Section 1 of Chapter 38, Acts of the Second Called Session of the Thirty-sixth Legislature, so as to authorize county road bonds hereafter issued in excess of amounts necessary to offset and retire bonds outstanding against road districts to bear interest at a rate to be fixed by the commissioners court not to exceed six per cent per annum; providing that the provisions of this act shall apply to all counties having spe-

cial road laws which authorize the issuance of county special road bonds or road district bonds under authority conferred by Chapter 2, Title 18, Revised Civil Statutes of 1911, and all amendments thereto, and declaring an emergency."

H. B. No. 224, A bill to be entitled "An Act to amend Sections 1 and 15 of Chapter 81 of the General Laws of the State of Texas, passed by the Fourth Called Session of the Thirty-fifth Legislature, approved April 3, 1918, creating the Commission of Appeals of the State of Texas, as amended by Chapter 34 of the General Laws of the State of Texas, passed by the Second Called Session of the Thirty-sixth Legislature, approved July 25, 1919, extending the term of said commission to the last Saturday in June, 1921, and providing for the appointment of judges for said extended term; providing for the extension of the term of said commission from the last Saturday in June, 1923, for the appointment of judges for said extended term, and declaring an emergency."

H. B. No. 278, A bill to be entitled "An Act to fix and establish a legal rate for the publication of all proclamations, advertising or notices of all kinds required by law to be published in newspapers in this State for the State, counties or municipalities or in any legal proceeding; providing for the filing by newspapers with the Board of Control, at Austin, Texas, of a sworn statement of their regular rate for advertising to be open to public inspection; repealing all laws or parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 242, A bill to be entitled "An Act authorizing the erection of a monument to the memory of the soldiers, sailors, marines and nurses from Texas who lost their lives during the war between the United States and the Imperial German Government; providing for the appointment of a committee; making an appropriation therefor, permitting private donations, and declaring an emergency."

H. B. No. 354, A bill to be entitled "An Act to make effective the provisions of Section 59 of Article 16 of the Constitution of the State of Texas with respect to conservation of the natural resources of the State, the same having been adopted as a constitutional amendment by a vote of the people in 1917; and amending Sections 1, 2 and 3 of Chapter 88, General Laws, Thirty-fifth Legislature, so as more specifically to define the public waters of the State of Texas, and provide for their appropria-

tion, diversion and use, and declaring an emergency,"

And find the same correctly engrossed.  
SNEED, Chairman.

Committee Room,  
Austin Texas, February 22, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills have carefully examined and compared

H. B. No. 135, A bill to be entitled "An Act amending Article 282 of the Revised Civil Statutes of Texas of 1911, and requiring a garnishee, though a non-resident of the county in which the suit is pending, to file his answer in the county where the suit, out of which the garnishment proceedings arose, is pending; repealing Articles 283, 284, 285, 286, 287, 288, 289, 290, 291 and 292 of the Revised Civil Statutes of Texas of 1911 and all laws in conflict herewith; amending Article 293 of said Revised Civil Statutes of Texas of 1911 fixing the conditions under which judgment may be enforced against a garnishee; amending Article 302 of the Revised Civil Statutes of Texas of 1911, fixing the jurisdiction of garnishment proceedings in cases where the garnishee is a foreign corporation, or is a non-resident of the county where the main suit out of which the garnishment proceedings arose is pending; providing for notice before applying the provisions of this act to garnishment proceedings pending when this act takes effect, and declaring an emergency,"

And find the same correctly engrossed.  
SNEED, Chairman.

#### RECEIPT FOR REPORT OF INVESTIGATING COMMITTEE.

February 23, 1921.

Received of N. K. Brown, Chief Clerk of the House of Representatives, the official report of the committee to investigate charges against H. J. Neinast, together with an official copy of the testimony had before said committee.

S. L. STAPLES,  
Secretary of State.

#### REPORT OF COMMITTEE ON ENROLLED BILLS.

Committee Room,  
Austin, Texas, February 23, 1921.

Hon. Charles G. Thomas, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 327, "An Act to amend Section 3 of Chapter 91 of the General Laws of the State of Texas, passed by the Thirty-fifth Legislature at its Regular Session, to fix the time for holding the terms of the district court in the various counties composing the Eighty-first Judicial District of Texas; to repeal all laws and parts of laws in conflict with this act, and declaring an emergency."

Have carefully compared the same and find it correctly enrolled, and have this day, at 4 o'clock p. m., presented same to the Governor for his approval.

THRASHER, Vice Chairman.

### THIRTIETH DAY.

(Continued.)

(Thursday, February 24, 1921.)

The House met at 10 o'clock a. m., and was called to order by Speaker Thomas.

### SENATE BILL NO. 138 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 138, A bill to be entitled "An Act creating the Leaky Independent School District, in Real county, Texas, providing a board of trustees therefor, vesting it with all the rights, powers and duties of districts incorporated for school purposes only under the general laws, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll and the bill was passed by the following vote:

Yeas—106.

Baker.	Chitwood.
Baldwin.	Coffee.
Barker.	Crawford.
Barrett of Fannin.	Crumpton.
Bass.	Cummins.
Beasley	Curtis.
of Hopkins.	Darroch.
Beasley	Davis, John,
of McCulloch.	of Dallas.
Beavens.	Dinkle.
Black, W. A.,	Edwards.
of Bexar.	Estes.
Bonham.	Faubion.
Brady.	Fly.
Burkett.	Fugler.
Burmester.	Greer.
Carpenter.	Grissom.
Childers.	Hall.

Hanna.	Perkins of Lamar.
Hardin.	Perry.
Harrington.	Pollard.
Harrison.	Pope.
Henderson	Quaid.
of McLennan.	Quinn.
Henderson	Rogers of Harris.
of Marion.	Rogers of Shelby.
Hendricks.	Rosser.
Hill.	Rountree.
Horton.	Rowland.
Johnson	Schweppe.
of Gillespie.	Seagler.
Jones.	Shearer.
Kacir.	Sims.
Kellis.	Smith.
King.	Sneed.
Lackey.	Stephens.
Laird.	Stewart
Lawrence.	of Edwards.
Lindsey.	Stewart of Reeves.
McCord.	Swann.
McDaniel.	Sweet of Brown.
McFarlane.	Sweet of Tarrant.
McKean.	Teer.
McLeod.	Thomas
Malone.	of Limestone.
Martin.	Thomason.
Marshall.	Thompson
Mathes.	of Harris.
Menking.	Thompson
Merriman.	of Red River.
Miller of Parker.	Thrasher.
Morgan.	Veatch.
Moore.	Wadley.
Morris of Medina.	Wallace.
Morris	Webb.
of Montague.	Wessels.
Mott.	West.
Neblett.	Williams
Owen.	of McLennan.
Perkins	Wright.
of Cherokee.	

### Absent.

Adams.	Johnson of Ellis.
Aiken.	Johnson
Barrett of Bell.	of Wichita.
Binkley.	Laney.
Black, O. B.,	Looney.
of Bexar.	Melson.
Branch.	Miller of Dallas.
Brown.	Pool.
Bryant.	Quicksall.
Burns.	Rice.
Cox.	Satterwhite.
Davis, John E.,	Stevenson.
of Dallas.	Thorn.
Duffey.	Walker.
Garrett.	Westbrook.

### Absent—Excused.

Duncan.	Patman.
Kveton.	Williams
Lauderdale.	of Montgomery.
Leslie.	